

JS 44C/SDNY  
REV. 2/2014

## CIVIL COVER SHEET

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for use of the Clerk of Court for the purpose of initiating the civil docket sheet.

PLAINTIFFS *Shingman Lester, on behalf of himself and all others similarly situated*

DEFENDANTS *Allianceone Receivables Management, Inc*

ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)  
*The Cohen Law Office, PC 675 Third Ave. 8th Fl  
 New York, NY 10017 212-813-2000*

ATTORNEYS (IF KNOWN)

CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE)  
 (DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY)

*Violations of the Fair Debt Collection Practices Act 15 USC 1692 et seq.*

Has this action, case, or proceeding, or one essentially the same been previously filed in SDNY at any time? No  Yes  Judge Previously Assigned

If yes, was this case Vol.  Invol.  Dismissed. No  Yes  If yes, give date \_\_\_\_\_ & Case No. \_\_\_\_\_

IS THIS AN INTERNATIONAL ARBITRATION CASE? No  Yes

(PLACE AN [x] IN ONE BOX ONLY)

## NATURE OF SUIT

		TORTS	ACTIONS UNDER STATUTES			
CONTRACT	PERSONAL INJURY	PERSONAL INJURY	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES	
[ ] 110 INSURANCE	[ ] 310 AIRPLANE	[ ] 362 PERSONAL INJURY - MED MALPRACTICE	[ ] 610 AGRICULTURE	[ ] 422 APPEAL	[ ] 400 STATE REAPPORTIONMENT	
[ ] 120 MARINE	[ ] 315 AIRPLANE PRODUCT LIABILITY	[ ] 365 PERSONAL INJURY	[ ] 620 OTHER FOOD & DRUG	[ ] 410 ANTITRUST		
[ ] 130 MILLER ACT	[ ] 320 ASSAULT, LIBEL & SLANDER	[ ] 368 ASBESTOS PERSONAL INJURY	[ ] 625 DRUG RELATED PROPERTY	[ ] 423 WITHDRAWAL	[ ] 430 BANKS & BANKING	
[ ] 140 NEGOTIABLE INSTRUMENT	[ ] 330 FEDERAL EMPLOYERS' LIABILITY	[ ] 388 LIABILITY	[ ] 630 LIQUOR LAWS	[ ] 450 COMMERCE		
[ ] 150 RECOVERY OF OVERPAYMENT & ENFORCEMENT OF JUDGMENT	[ ] 340 MARINE PRODUCT LIABILITY	[ ] 389 PERSONAL PROPERTY	[ ] 640 RR & TRUCK	[ ] 460 DEPORTATION		
[ ] 151 MEDICARE ACT	[ ] 345 MARINE PRODUCT LIABILITY	[ ] 370 OTHER FRAUD	[ ] 650 AIRLINE REGS	[ ] 470 RACKETEER INFLUENCED & CORRUPT ORGANIZATION ACT (RICO)		
[ ] 152 RECOVERY OF DEFECTUALTED STUDENT LOANS (EXCL VETERANS)	[ ] 350 MOTOR VEHICLE	[ ] 371 TRUTH IN LENDING	[ ] 660 OCCUPATIONAL SAFETY/HEALTH	[ ] 480 CONSUMER CREDIT		
[ ] 153 RECOVERY OF OVERPAYMENT OF VETERAN'S BENEFITS	[ ] 355 MOTOR VEHICLE PRODUCT LIABILITY	[ ] 380 OTHER PERSONAL PROPERTY DAMAGE	[ ] 690 OTHER	[ ] 490 CABLE/SATELLITE TV		
[ ] 160 STOCKHOLDERS SUITS	[ ] 360 OTHER PERSONAL INJURY	[ ] 385 PROPERTY DAMAGE PRODUCT LIABILITY	[ ] 710 FAIR LABOR STANDARDS ACT	[ ] 500 TRADEMARK	[ ] 810 SELECTIVE SERVICE	
[ ] 190 OTHER CONTRACT			[ ] 720 LABOR/MGMT RELATIONS	[ ] 820 COPYRIGHTS	[ ] 850 SECURITIES/ COMMODITIES/ EXCHANGE	
[ ] 195 PRODUCT LIABILITY	ACTIONS UNDER STATUTES	CIVIL RIGHTS	[ ] 730 MOTIONS TO VACATE SENTENCE 28 USC 2255	[ ] 830 PATENT	[ ] 875 CUSTOMER CHALLENGE	
[ ] 196 FRANCHISE			[ ] 740 HABEAS CORPUS	[ ] 833 DIWC/DIWV (405(g))	[ ] 875 TAXES (U.S. Plaintiff or Defendant)	
REAL PROPERTY			[ ] 750 DEATH PENALTY	[ ] 840 SSID TITLE XVI	[ ] 880 OTHER STATUTORY ACTIONS	
			[ ] 740 MANDAMUS & OTHER	[ ] 864 IRS (405(g))	[ ] 881 AGRICULTURAL ACTS	
[ ] 210 LAND CONDEMNATION	[ ] 443 HOUSING/ ACCOMMODATIONS	PRISONER CIVIL RIGHTS	[ ] 791 EMPL. RET. INC SECURITY ACT	[ ] 882 ECONOMIC STABILIZATION ACT		
[ ] 220 FORECLOSURE	[ ] 444 WELFARE			[ ] 870 TAXES (U.S. Plaintiff or Defendant)	[ ] 893 ENVIRONMENTAL MATTERS	
[ ] 230 RENT LEASE & EJECTION	[ ] 445 AMERICANS WITH DISABILITIES - EMPLOYMENT	[ ] 550 CIVIL RIGHTS	[ ] 790 OTHER LABOR	[ ] 871 IRS-THIRD PARTY	[ ] 894 ENERGY ALLOCATION ACT	
[ ] 240 TORTS TO LAND	[ ] 446 AMERICANS WITH DISABILITIES - OTHER	[ ] 555 PRISON CONDITION	LITIGATION	[ ] 865 IRS (405(g))	[ ] 895 FREEDOM OF INFORMATION ACT	
[ ] 245 TORT PRODUCT LIABILITY	[ ] 440 OTHER CIVIL RIGHTS (Non-Prisoner)		[ ] 791 EMPL. RET. INC SECURITY ACT	[ ] 900 APPEAL OF FEE DETERMINATION UNDER EQUAL ACCESS TO JUSTICE		
[ ] 290 ALL OTHER REAL PROPERTY					[ ] 950 CONSTITUTIONALITY OF STATE STATUTES	

Check if demanded in complaint:

CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23

DO YOU CLAIM THIS CASE IS RELATED TO A CIVIL CASE NOW PENDING IN S.D.N.Y.? IF SO, STATE:

DEMAND \$ 500,000 OTHER JUDGE DOCKET NUMBER

Check YES only if demanded in complaint  
 JURY DEMAND:  YES  NO

NOTE: You must also submit at the time of filing the Statement of Relatedness form (Form IH-32).

(PLACE AN X IN ONE BOX ONLY)

- |                                                                                                                  |                                                     |                                                          |                                                   |                                                                |                                                     |                                                                                    |
|------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------|----------------------------------------------------------|---------------------------------------------------|----------------------------------------------------------------|-----------------------------------------------------|------------------------------------------------------------------------------------|
| <input checked="" type="checkbox"/> 1 Original Proceeding                                                        | <input type="checkbox"/> 2 Removed from State Court | <input type="checkbox"/> 3 Remanded from Appellate Court | <input type="checkbox"/> 4 Reinstated or Reopened | <input type="checkbox"/> 5 Transferred from (Specify District) | <input type="checkbox"/> 6 Multidistrict Litigation | <input type="checkbox"/> 7 Appeal to District Judge from Magistrate Judge Judgment |
| <input type="checkbox"/> a. all parties represented<br><input type="checkbox"/> b. At least one party is pro se. |                                                     |                                                          |                                                   |                                                                |                                                     |                                                                                    |

(PLACE AN X IN ONE BOX ONLY)

- |                                                      |                                           |                                                                           |                                      |                                                                  |
|------------------------------------------------------|-------------------------------------------|---------------------------------------------------------------------------|--------------------------------------|------------------------------------------------------------------|
| <input checked="" type="checkbox"/> 1 U.S. PLAINTIFF | <input type="checkbox"/> 2 U.S. DEFENDANT | <input checked="" type="checkbox"/> 3 FEDERAL QUESTION (U.S. NOT A PARTY) | <input type="checkbox"/> 4 DIVERSITY | IF DIVERSITY, INDICATE CITIZENSHIP BELOW.<br>(28 USC 1332, 1441) |
|------------------------------------------------------|-------------------------------------------|---------------------------------------------------------------------------|--------------------------------------|------------------------------------------------------------------|

## CITIZENSHIP OF PRINCIPAL PARTIES (FOR DIVERSITY CASES ONLY)

(Place an [X] in one box for Plaintiff and one box for Defendant)

CITIZEN OF THIS STATE	PTF	DEF	CITIZEN OR SUBJECT OF A FOREIGN COUNTRY	PTF	DEF	INCORPORATED and PRINCIPAL PLACE OF BUSINESS IN ANOTHER STATE	PTF	DEF							
CITIZEN OF ANOTHER STATE	[ ]	2	[ ]	12	[ ]	INCORPORATED or PRINCIPAL PLACE OF BUSINESS IN THIS STATE	[ ]	14	[ ]	4	FOREIGN NATION	[ ]	16	[ ]	16

## PLAINTIFF(S) ADDRESS(ES) AND COUNTY(IES)

Shimshon Wecker  
216 W. 104th St. #129  
New York, NY 10025

## DEFENDANT(S) ADDRESS(ES) AND COUNTY(IES)

Allianceone Receivables Management, Inc.  
4850 Street Rd. Suite 300  
Trevose, PA 19053

## DEFENDANT(S) ADDRESS UNKNOWN

REPRESENTATION IS HEREBY MADE THAT, AT THIS TIME, I HAVE BEEN UNABLE, WITH REASONABLE DILIGENCE, TO ASCERTAIN THE RESIDENCE ADDRESSES OF THE FOLLOWING DEFENDANTS:

Check one: THIS ACTION SHOULD BE ASSIGNED TO:  WHITE PLAINS  MANHATTAN  
(DO NOT check either box if this a PRISONER PETITION/PRISONER CIVIL RIGHTS COMPLAINT.)

DATE 5/6/14

SIGNATURE OF ATTORNEY OF RECORD

ADMITTED TO PRACTICE IN THIS DISTRICT

[ ] NO

[ ] YES (DATE ADMITTED Mo. 2 Yr. 09)  
Attorney Bar Code # AC 0613

RECEIPT #

Magistrate Judge is to be designated by the Clerk of the Court.

Magistrate Judge \_\_\_\_\_ is so Designated.

Ruby J. Krajick, Clerk of Court by \_\_\_\_\_ Deputy Clerk, DATED \_\_\_\_\_.

UNITED STATES DISTRICT COURT (NEW YORK SOUTHERN)